

Central Intelligence Agency



Washington, D.C. 20505

SFAC

10 SEP 1986

STAT

The Honorable Richard G. Lugar  
Chairman  
Committee on Foreign Relations  
United States Senate  
Washington, D.C. 20510

Dear Mr. Chairman:

This is in response to your letter of 18 August 1986 concerning an amendment, offered by Senator Roth, to the Defense Authorization Bill (S. 2638) amending the Foreign Missions Act. In substance, this amendment requires the Secretary of State to impose the same foreign mission restrictions on personnel of Eastern Bloc and Cuban Embassies in this country as are imposed on personnel of the Soviet Embassy here. Thus, the foreign missions controls on personnel from all these embassies would be uniform. You have asked whether such a measure would have adverse consequences for U.S. intelligence.

From a purely intelligence perspective, there are valid and competing arguments on both sides of the issue. However, since diplomatic reciprocity is predominantly a question of foreign relations, I must defer to the views of the Secretary of State with respect to this bill.

Sincerely,

/s/ William J. Casey

William J. Casey  
Director of Central Intelligence

**Page Denied**

**EXECUTIVE SECRETARIAT**  
**ROUTING SLIP**

TO:

		ACTION	INFO	DATE	INITIAL
1	DCI		X		
2	DDCI		X		
3	EXDIR		X		
4	D/ICS				
5	DDI				
6	DDA		X		
7	DDO		X		
8	DDS&T				
9	Chm/NIC				
10	GC		X		
11	IG				
12	Compt		X		
13	D/OLL	X			
14	D/PAO				
15	D/PERS				
16	VC/NIC				
17	C/SE/DO		X		
18	C/CI		X		
19	Counsel/DO		X		
20					
21					
22					

SUSPENSE 1200, 29 Aug 86  
Date

Remarks To 13: Please have a coordinated response prepared for A/DCI signature.

Executive Secretary  
26 August 1986  
Date

STAT

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# United States Senate

COMMITTEE ON FOREIGN RELATIONS

WASHINGTON, DC 20510

Executive Registry

86-3820x

August 18, 1986

The Honorable William J. Casey  
 Director  
 Central Intelligence Agency  
 Washington, DC 20505

Dear Bill:

Last week Senator Roth offered an amendment to the Defense Authorization Bill amending the Foreign Missions Act. (A copy is enclosed.) This amendment would require the Secretary of State to impose on the personnel of communist embassies in the United States the same restriction that applies to personnel of the Soviet Embassy here. I believe that such a measure, if enacted, could have adverse consequences for U.S. intelligence.

Such arguments were inappropriate for the floor of the Senate. Therefore, the Armed Services Committee accepted the amendment, but also agreed to name Senator Pell and me as conferees on this issue. As we prepare for the Conference, it would be helpful to have your views before the end of August. I have also written to George Shultz asking for his opinion on how this amendment affects foreign policy.

Sincerely,



Richard G. Lugar  
 Chairman

RGL/dst

Enclosure

S 10794

## CONGRESSIONAL RECORD — SENATE

August 8, 1986

made for the Department of Defense to sell certain lands. This is a change. Currently this is a responsibility of the GSA.

I hope that we reach some kind of agreement that this would be a matter looked at immediately by the Senator's committee as well as the Governmental Affairs Committee because I think this is a significant change of policy that should not be in this particular piece of legislation.

Mr. GOLDWATER. I believe the Senator from South Carolina understands what the Senator is saying on this issue.

Mr. THURMOND. Yes. I know exactly what the Senator is talking about.

Mr. BYRD. Mr. President, I have the floor.

The PRESIDING OFFICER. The Democratic leader has the floor.

Mr. BYRD. I would be glad to yield to the distinguished Senator from South Carolina if he wishes to speak at this moment without losing my right to the floor.

Mr. THURMOND. Mr. President, in some cases the Defense Department can lease certain pieces of property, and provided in this bill is the procedure where it is recommended by the Assistant Secretary of Defense that we follow this procedure. They can dispose of certain property and use that money for facilities in other places, and turn the rest of the money back to the Treasury. We think it is good for the Government, we think it is good economy, and it should pass.

Mr. BYRD addressed the Chair.

The PRESIDING OFFICER. The Democratic leader.

Mr. BYRD. I will be brief. I cannot commend too highly the manager and the ranking manager on this bill. I cannot commend too highly the Members of the Senate who have called up their amendments. We have had good debates. This is what the Senate is here for. We have seen some substantive deliberations. We have not had a lot of quorum calls just chewing up time. It has been a very orderly procedure here in connection with this bill. There has been a great deal of progress.

I must say that I have been getting to bed at 2 or 2:30 in the morning every day this week. I am one of the leaders who has to stay around here and help to kind of close up the Senate. We have been working hard, trying to get some time agreements on the Contra aid and South Africa matters. These are tough agreements. They are very complex. They deal with highly emotional issues. They are not easy by any means.

The distinguished majority leader and I have met, and other Senators have met back and forth. We keep exchanging proposals—which is perfectly proper. But in exchanging these proposals, sometimes he does not get our proposal until 6 o'clock, we get his back at 10 o'clock, and we agree then

to go over to the next morning. But when I get agreements like that, it takes time to look at those agreements and determine what it all means. It is much worse than a game of checkers or a game of chess. I have never played chess, but I have played checkers. You have to figure what is this move, what is the next move, what is his move, and what can be opened up here or there. It is pretty dull, but it is quite time consuming.

I just hope that we do not stay in tonight. If it means coming in tomorrow, let us do it. We do not have to begin the August recess next Saturday. There is entirely too much talk about an August recess here. We were out in July for 2 weeks. Now we are talking about a 2-week recess in August. This is an important bill. If we do not finish today, and we do not finish it tomorrow, then let us cancel as much of that August recess as necessary to finish this bill and these two other issues. This is not a popular thing to say here. I do not say it to be popular. But I must say, we have to have some rest. I do not mind a late night once or twice a week.

Mr. BROYHILL. Some of us are running.

Mr. BYRD. What was that, running what? I am not running this year. Running for office is important, but the people's business comes first. There is such a thing as keeping one's health. That is important to the people, too, whom we represent in the Senate here.

I am not in favor of going on night after night after night grinding away when we do not have to do it. We do not have to be out tomorrow. We do not have to be out the next Saturday. I would hope we would consider that. I do not say it to imply anything concerning the good work, the good intentions of all Senators on this matter. I just think we ought to stay right here, though, and if we are not going to finish this today by 6 or 7 o'clock, we should go home tonight and come in tomorrow.

I yield the floor.

## AMENDMENT NO. 2648

(Purpose: To amend the Foreign Missions Act regarding the treatment of certain Communist countries, and for other purposes)

Mr. ROTH addressed the Chair.

The PRESIDING OFFICER. The Senator from Delaware.

Mr. ROTH. Mr. President, I send an amendment to the desk and ask for its immediate consideration.

The PRESIDING OFFICER. Does the Senator from Delaware ask consent to set aside the amendment of the Senator from California?

Mr. ROTH. I make that unanimous-consent request, Mr. President.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. LEVIN. Mr. President, reserving the right to object, I wonder if we know what the amendment is before that is set aside—whether we might

have a description of that before that unanimous-consent request.

Mr. ROTH. The amendment involves the Foreign Mission Act.

Mr. LEVIN. I thank my friend from Delaware.

The PRESIDING OFFICER. Is there objection? Without objection, the clerk will report.

The legislative clerk read as follows:

The Senator from Delaware (Mr. ROTH) (for himself, Mr. DIXON, Mr. DENTON, Mr. HATCH, Mr. NICKLES, and Mr. RISOLE) proposes an amendment numbered 2648.

Mr. ROTH. Mr. President, I ask unanimous consent that further reading of the amendment be dispensed with.

The PRESIDING OFFICER. Without objection, it is so ordered.

The amendment is as follows:

At the appropriate place, insert the following:

That (a) the Foreign Missions Act is amended by adding at the end thereof the following new section:

## "APPLICATION TO CERTAIN COMMUNIST COUNTRIES"

"SEC. 214. (a) Notwithstanding any other provision of this title, the Secretary shall apply to each foreign mission in the United States of the German Democratic Republic, Hungary, Czechoslovakia, Poland, Bulgaria, Rumania, and Cuba the same terms, limitations, restrictions, and conditions which are applied under this title to the foreign mission in the United States of the Soviet Union unless the Secretary determines and so reports to the Select Committee on Intelligence of the Senate and the Permanent Select Committee on Intelligence of the House of Representatives that national security and foreign policy circumstances require that this section be waived in specific circumstances with respect to such country.

"(b) The Secretary shall prepare and transmit to the Select Committee on Intelligence and Committee on Foreign Relations of the Senate and the Permanent Select Committee on Intelligence and Committee on Foreign Affairs of the House of Representatives a report describing—

"(1) not later than thirty days after date of the enactment of this section, the plans of the Secretary for implementing this section; and

"(2) not later than six months thereafter, the actions taken pursuant to these plans."

(b) Section 202(a)(4) of the Foreign Missions Act is amended—

(1) in the text above clause (a) by inserting "including Government activities involving international trade" after "governmental activities"; and

(2) in clause (A), by inserting "or any instrumentally thereof" after "foreign government".

□ 1140

Mr. ROTH. Mr. President, the purpose of this amendment is to deal with the problem of theft of valuable, technical information.

Mr. President, at the close of this debate, we will be asked to vote on the authorization of many billions of dollars for the Department of Defense. That sum often appears appallingly high. Unfortunately, it is the price we must pay if we are to fulfill our pri-